IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6530 OF 2006

Sou.Padmawati Narayan Dandi .. Petitioner.
Vs.
Shri Vithoba Mogalappa Pogul .. Respondent.

Mr.Surel S.Shah for the petitioner.
Mr.Nitin Mulye i/b Mr.G.S.Godbole for the respondent.

CORAM : D.B.BHOSALE, J.

DATED : 8TH NOVEMBER, 2006

P.C.:

. Heard learned counsel for the petitioner and the respondent.

2. This petition is directed against the order dated 26.6.2006 passed by the Additional Commissioner, Pune Division, Pune by which the revision filed by the petitioner-licensee against the order dated 21.6.2005 passed by the Competent Authority, under section 24 of Maharashtra Rent Control Act, 1999 has been dismissed. It is dismissed solely on the ground that the leave as contemplated by section 43 (4)(a) of the said Act within the time stipulated therein to contest the prayer for eviction from the premises had not been sought by the petitioner. This finding has not been disputed by the petitioner. Moreover, I am informed that the order has already been executed and the respondent has taken possession of the suit premises. In the circumstances the writ petition is dismissed.

(D.B.Bhosale, J.)